IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 3687 OF 2005

Shri Ganpatrao Dattajirao Suryanwanshi ..Petitioner.

Versus

Shri Dilip Bhanudas Kasar & Anr. ..Respondents.

Mr. R.V. More for the Petitioner.

Mr. A.H. Palekar for Respondents.

CORAM : S. A. BOBDE, J.

DATED : 12TH JULY, 2005.

P.C.:

. I see no merit in the argument that there is any infirmity jurisdictional or otherwise in the order of the Additional Commissioner, Pune Division, Pune. Admittedly, the civil suit is pending between parties in which the petitioner submits that an injunction has been granted on 13.08.2002. Mr. More, the learned counsel for the petitioner submitted that there is an apprehension of being dispossessed in pursuance of the impugned order dated 26.10.2004. The apprehension is

baseless since independent proceedings are not instituted for possession and only RTS proceedings in respect of the mutation entries are initiated. There is no reason to interfere.

. There is no merit in the petition. Petition is dismissed.

. The petitioner shall be at liberty to take appropriate steps for enforcement of the orders of the civil court.

12.07.2005 (S.A.BOBDE,J.)

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